THE HON'BLE MR JUSTICE L. NARASIMHA REDDY

Writ Petition No.6272 of 2007

Dated 09-04-2007

Between:

Nimmagadda Vijaya Bhaskara Rao.

…Petitioner

And

The Land Reforms Tribunal, Guntur, and another.

…Respondents

THE HON'BLE MR JUSTICE L. NARASIMHA REDDY

Writ Petition No.6272 of 2007

ORDER:

The petitioner feels aggrieved by the action of the 1st

respondent in not completing the enquiry that was directed by this Court, in its order, dated 25.06.1999, in C.R.P.No.1878 of 1995.

The petitioner and his father filed separate declarations, under the Andhra Pradesh Land Reforms (Ceiling on Agricultural Holdings) Act, 1973, in respect of the lands held by them. The 1st respondent passed an order, dated 05.11.1979, holding that the petitioner and his father do not held any land in excess of ceiling limits. The State preferred an appeal before the appellate Tribunal. The appeal was allowed and the matter was remanded to the 1st respondent for fresh consideration and disposal. Aggrieved by that, the father of the petitioner filed C.R.P.No.1878 of 1995. The C.R.P., was allowed and the order of the appellate Tribunal was set aside. The 1st respondent was directed to compute the holdings of the petitioner therein, afresh, duly giving the benefit of separate holdings to the unmarried major daughter. The petitioner complains that though nearly eight years have elapsed, the 1st respondent has not taken any steps and the same is resulting in uncertainty, as to their rights.

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue.

The C.R.P., filed by the father of the petitioner, was disposed of way back on 25.06.1999. The 1st respondent was required to undertake an enquiry and complete the holdings afresh, duly giving the benefit of separate holdings to unmarried major daughter. There is no element of adjudication involved in the matter. It was purely ministerial in nature. The 2nd respondent filed a review petition, being C.M.P.No.7207 of 2005, before this Court. However, it was dismissed on 28.10.2005. Even assuming that there was any justification for not taking any steps during the pendency of the review C.M.P., the delay

after 28.10.2005, is unjustified.

The Writ Petition is disposed of, directing the 1st respondent to take necessary steps, as directed by this Court, in its order, dated 25.06.1999, in C.R.P.No.1878 of 1995, within four weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

L. NARASIMHA REDDY, J.

Dt.09-04-2007.

Note: Furnish C.C. by 13.04.2007
(B/o)
GJ

THE HON'BLE MR JUSTICE L. NARASIMHA REDDY

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